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**Amendments to the Claims**

The following listing of claims will replace all prior versions and listings of claims in the application:

**Listing of Claims:**

1-72 (Cancelled)

73. (Currently Amended) A method of sonically detecting a graffiti-making act, comprising:

providing a graffiti-making act detection system to ~~sonically~~ultrasonically detect a graffiti-making act and a camera to obtain one or more images of a perpetrator of the graffiti-making act;

locating the graffiti-making act detection system and the camera near a structure prone to receiving graffiti;

~~sonically~~ultrasonically detecting with said graffiti-making act detection system a graffiti-making act and obtaining one or more images of the perpetrator of the graffiti-making act;

transmitting the one or more images of the perpetrator of the graffiti-making act to one or more remote entities.

74. (Original) The method of claim 73, wherein the camera is a video camera.

75. (Original) The method of claim 74, wherein the video camera is an infrared video camera.

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76. (Original) The method of claim 73, wherein the perpetrator of the graffiti-making act is monitored using the camera.

77. (Original) The method of claim 73, wherein the perpetrator of the graffiti-making act is recorded using the camera.

78. (Original) The method of claim 73, wherein the one or more images of the perpetrator of the graffiti-making act are transmitted to the one or more remote entities over the internet and the one or more entities include at least one of an internet phone and an internet device for receiving and viewing the transmitted one or more images of the perpetrator of the graffiti-making act.

79. (Currently Amended) A graffiti detection system for detecting a graffiti-making act, comprising:

means for ~~sonically~~ultrasonically sensing sound of the graffiti-making act and transmitting a signal or signals in response to the sound of the graffiti-making act;

means for processing the signal or signals in response to the sound of the graffiti-making act;

means for obtaining one or more images of a perpetrator of the graffiti-making act;  
and

means for transmitting the one or more images of the perpetrator of the graffiti-making act to one or more remote entities if at least one of the sonically sensing means and processing means determine a sound representative of a graffiti-making act took place.

80. (Currently Amended) A graffiti detection system for detecting a graffiti-making act, comprising:

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one or more sonic sensor adapted to ~~sonically~~ultrasonically sense sound of the graffiti-making act and transmit a signal or signals in response to the sound of the graffiti-making act;

electronics adapted to process the signal or signals in response to the sound of the graffiti-making act, at least one of the one or more sensors and the electronics to determine whether a sound is representative of a graffiti-making act;

a camera adapted to obtain one or more images of a perpetrator of a graffiti-making act; and

a communication device adapted to transmit the one or more images of the perpetrator of the graffiti-making act to one or more remote entities if a graffiti-making act has been detected.

81. (Original) The graffiti detection system of claim 80, wherein the camera is a video camera.

82. (Original) The graffiti detection system of claim 81, wherein the video camera is an infrared video camera.

83. (Original) The graffiti detection system of claim 81, wherein the video camera is a monitoring video camera.

84. (Original) The graffiti detection system of claim 81, wherein the video camera is a recording video camera.

85. (New) The method of claim 73, wherein the graffiti-making act is the spraying noise of a spray can.

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86. (New) The graffiti detection system of claim 79, wherein the graffiti-making act is the spraying noise of a spray can.

87. (New) The graffiti detection system of claim 80, wherein the graffiti-making act is the spraying noise of a spray can.

#### **Remarks**

Claims 73-87 are pending in the present application. Claims 73-84 stand rejected under 35 U.S.C. 103(a) and under obviousness-type double patenting. Claims 73, 79, and 80 have been amended. New claims 85-87 have been added.

Applicants respectfully request reconsideration and allowance of the above-identified application in view of the above amendments and the following remarks.

#### **35 U.S.C. 103(a):**

Applicants respectfully traverse this rejection because the combination of the cited references does not, disclose, teach, or suggest, among other things, a method of sonically detecting a graffiti-making act, including providing a graffiti-making act detection system to ultrasonically detect a graffiti-making act and a camera to obtain one or more images of a perpetrator of the graffiti-making act; locating the graffiti-making act detection system and the camera near a structure prone to receiving graffiti; ultrasonically detecting with said graffiti-making act detection system a graffiti-making act and obtaining one or more images of the perpetrator of the graffiti-making act; and transmitting the one or more images of the perpetrator of the graffiti-making act to one or more remote entities.

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Applicants have determined that the ultrasonic sound range includes a large amount of detailed sound characteristics of a graffiti-making act compared to the sonic range, which is what Nesbitt is sensing. Thus, Applicants have determined that by measuring the sound characteristics of the graffiti-making act in the ultrasonic sound range, more detailed (and precise) information on the graffiti-making act is obtained, making detection of the graffiti-making act (and specific characteristics of the graffiti-making act) more accurate than was done in the past.

Because the cited references do not disclose, teach, or suggest this or the attendant advantages, Applicants respectfully request that this rejection be withdrawn.

**Obviousness-Type Double Patenting:**

Although Applicants do not acquiesce to this rejection, a terminal disclaimer is submitted herewith in an effort to expedite prosecution and allowance of the present application.

**New Claims:**

Applicant has added new claims 85-87. Applicants respectfully submit that these claims should be in condition for immediate allowance, and such action is respectfully requested.

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**Conclusion**

If the Examiner has any questions or comments regarding the above Amendments and Remarks, the Examiner is respectfully urged to contact the undersigned at the number listed below.

Dated: 11-7-05

Respectfully submitted,  
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